

NOV 16 2004

1528.011US3 (702.344)  
PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Mark D. Tompkins et al.	:	
	:	Art Unit: 3661
Serial No.: 10/816,105	:	
	:	Examiner: Hernandez, Olga
Filed: April 1, 2004	:	
	:	Confirmation No. 8568
For: SYSTEMS, FUNCTIONAL	:	
DATA, AND METHODS TO	:	
BIASING MAP MATCHING	:	

**TERMINAL DISCLAIMER TO OBVIATE  
A DOUBLE PATENTING REJECTION**

The owner, Garmin Ltd., owner of 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173, as presently shortened by any terminal disclaimer, of U.S. Patent No. 6,546,335 B1 which is also owned in its entirety by the undersigned owner. On information and belief, the inventions described in the instant application and U.S. Patent No. 6,546,335 B1 were commonly owned in their entirety at the time such inventions were made.

The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

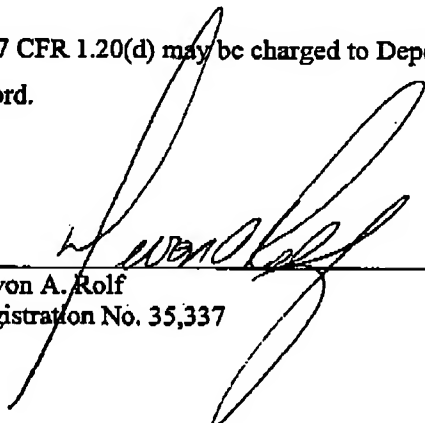
In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 to 156 and 173 of the prior patent, as presently shortened by any terminal disclaimer, in the event that it later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally

1528.011US3 (702.344)  
PATENT

disclaimed under 37 CFR 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

The terminal disclaimer fee under 37 CFR 1.20(d) may be charged to Deposit Account No. 501-791. The undersigned is the attorney of record.

  
\_\_\_\_\_  
Devon A. Rolf  
Registration No. 35,337

11/16/04  
Date

Garmin International, Inc.  
1200 East 151<sup>st</sup> Street  
Olathe, KS 66062  
(913) 397-8200  
(913) 397-9079 – Fax